

2007 MAR 29 PM 4:50

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MCDERMOTT, WILL & EMERY**FACSIMILE****FROM:**

Attorney: Deanna Dick Direct Phone: 202-756-8308
Attorney's E-Mail: ddick@mwe.com
Secretary: _____ Direct Phone: _____
Client/Matter/Tkpr: 09900-011-3342 Date: March 27, 2007 Time Sent: _____
Number of pages including this page: 5

TO:

ATTN: REFUNDS Facsimile No. 571-273-6500
Company: U.S. PTO Contact No. _____

Re: PTO Deposit Account 500417

Please note that we believe we are owed a credit on our Deposit Account statement for February, 2007 due to an error. The incorrect entry is dated February 7, 2007, Control No. 1 & 2, for serial no. 10/773,160. We believe the total charges of \$395.00 and \$510.00 are in error because the attached paperwork shows that this case belongs to Robert W. Pitts in Winston-Salem, NC, which is NOT McDermott Will & Emery. Therefore, please credit our account a total of \$905.00 to correct this error. Thank you for your attention to this matter.

Feel free to call me at the above number if you have any questions.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the above address via the United States Postal Service. Thank you.

Deposit Account Statement

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| | | | | | |
|-----------|------------|-------------|------|-------------|--------------|
| 02/07 43 | 11702529 | 071971-0933 | 1011 | \$300.00 | \$142,515.16 |
| 02/07 44 | 11702529 | 071971-0933 | 1111 | \$500.00 | \$142,015.16 |
| 02/07 45 | 11702529 | 071971-0933 | 1311 | \$200.00 | \$141,815.16 |
| 02/07 46 | 11702531 | 071971-0932 | 1011 | \$300.00 | \$141,515.16 |
| 02/07 49 | 11702531 | 071971-0932 | 1203 | \$360.00 | \$141,155.16 |
| 02/07 48 | 11702531 | 071971-0932 | 1311 | \$200.00 | \$140,955.16 |
| 02/07 47 | 11702531 | 071971-0932 | 1111 | \$500.00 | \$140,455.16 |
| 02/07 12 | ADJUSTMENT | | 9207 | -\$3,344.01 | \$143,799.17 |
| 02/07 28 | 11411938 | 067161-0338 | 1051 | -\$130.00 | \$143,929.17 |
| 02/07 1 | 10773160 | 50014-056 | 2801 | \$395.00 | \$143,534.17 |
| 02/07 2 | 10773160 | 50014-056 | 2253 | \$510.00 | \$143,024.17 |
| 02/07 1 | 90008471 | 37354-327 | 1812 | \$2,520.00 | \$140,504.17 |
| 02/07 165 | 11702643 | 071971-0943 | 1011 | \$300.00 | \$140,204.17 |
| 02/07 166 | 11702643 | 071971-0943 | 1111 | \$500.00 | \$139,704.17 |
| 02/07 167 | 11702643 | 071971-0943 | 1311 | \$200.00 | \$139,504.17 |
| 02/07 168 | 11702642 | 071971-0929 | 1011 | \$300.00 | \$139,204.17 |
| 02/07 169 | 11702642 | 071971-0929 | 1111 | \$500.00 | \$138,704.17 |
| 02/07 170 | 11702642 | 071971-0929 | 1311 | \$200.00 | \$138,504.17 |
| 02/07 171 | 11702641 | 076365-0035 | 1011 | \$300.00 | \$138,204.17 |
| 02/07 172 | 11702641 | 076365-0035 | 1111 | \$500.00 | \$137,704.17 |
| 02/07 173 | 11702641 | 076365-0035 | 1311 | \$200.00 | \$137,504.17 |
| 02/07 169 | 11599610 | 062807-0386 | 8021 | \$40.00 | \$137,464.17 |
| 02/08 23 | 10173612 | 50195-307 | 1501 | \$1,400.00 | \$136,064.17 |
| 02/08 25 | 10173612 | 50195-307 | 8001 | \$6.00 | \$136,058.17 |
| 02/08 24 | 10173612 | 50195-307 | 1504 | \$300.00 | \$135,758.17 |
| 02/08 26 | 10347453 | 50353-614 | 1501 | \$1,400.00 | \$134,358.17 |
| 02/08 28 | 10347453 | 50353-614 | 8001 | \$9.00 | \$134,349.17 |
| 02/08 27 | 10347453 | 50353-614 | 1504 | \$300.00 | \$134,049.17 |
| 02/08 29 | 10653257 | 43888-275 | 1501 | \$1,400.00 | \$132,649.17 |
| 02/08 30 | 10653257 | 43888-275 | 1504 | \$300.00 | \$132,349.17 |
| 02/08 31 | 10653257 | 43888-275 | 8001 | \$12.00 | \$132,337.17 |
| 02/08 32 | 10759114 | 50023-216 | 1501 | \$1,400.00 | \$130,937.17 |
| 02/08 33 | 10759114 | 50023-216 | 1504 | \$300.00 | \$130,637.17 |
| 02/08 34 | 10759114 | 50023-216 | 8001 | \$12.00 | \$130,625.17 |
| 02/08 35 | 10868832 | 60188-896 | 1501 | \$1,400.00 | \$129,225.17 |
| 02/08 37 | 10868832 | 60188-896 | 8001 | \$12.00 | \$129,213.17 |
| 02/08 36 | 10868832 | 60188-896 | 1504 | \$300.00 | \$128,913.17 |
| 02/08 38 | 10781637 | 50103-546 | 1501 | \$1,400.00 | \$127,513.17 |
| 02/08 39 | 10781637 | 50103-546 | 8001 | \$3.00 | \$127,510.17 |
| 02/08 96 | 11598820 | 043888-0542 | 1011 | \$300.00 | \$127,210.17 |
| 02/08 97 | 11598820 | 043888-0542 | 1111 | \$500.00 | \$126,710.17 |
| 02/08 99 | 11598820 | 043888-0542 | 1051 | \$130.00 | \$126,580.17 |
| 02/08 98 | 11598820 | 043888-0542 | 1311 | \$200.00 | \$126,380.17 |
| 02/08 103 | 11583983 | 075905-0020 | 1011 | \$300.00 | \$126,080.17 |
| 02/08 106 | 11583983 | 075905-0020 | 1051 | \$130.00 | \$125,950.17 |
| 02/08 105 | 11583983 | 075905-0020 | 1311 | \$200.00 | \$125,750.17 |
| 02/08 104 | 11583983 | 075905-0020 | 1111 | \$500.00 | \$125,250.17 |
| 02/08 107 | 11583983 | 075905-0020 | 1251 | \$120.00 | \$125,130.17 |

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PTO/SB/06 (12-04)

Approved for use through 7/31/2008. OMB 0551-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| PATENT APPLICATION FEE DETERMINATION RECORD | | | | | Application or Docket Number 101773160 | | | |
|---|---|----------------------------------|------------------------------------|--------------------------------|--|---------------------|-----------------|---------------------|
| Substitute for Form PTO-875 | | | | | | | | |
| APPLICATION AS FILED - PART I | | | | | | | | |
| | | (Column 1) | (Column 2) | SMALL ENTITY | | OR | | |
| | | | | OTHER THAN SMALL ENTITY | | | | |
| FOR | NUMBER FILED | NUMBER EXTRA | RATE (\$) | FEE (\$) | RATE (\$) | FEE (\$) | | |
| BASIC FEE (37 CFR 1.15(a), (b), or (c)) | | | | | | | | |
| SEARCH FEE (37 CFR 1.18(a), (f), or (g)) | | | | | | | | |
| EXAMINATION FEE (37 CFR 1.16(a), (p), or (q)) | | | | | | | | |
| TOTAL CLAIMS (37 CFR 1.16(f)) | minus 20 = | | X | | X | | | |
| INDEPENDENT CLAIMS (37 CFR 1.16(h)) | minus 3 = | | X | | X | | | |
| APPLICATION SIZE FEE (37 CFR 1.16(e)) | If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(e). | | | | | | | |
| MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(i)) | | | | | | | | |
| * If the difference in column 1 is less than zero, enter "0" in column 2. | | | TOTAL | | TOTAL | | | |
| APPLICATION AS AMENDED - PART II | | | | | | | | |
| | | (Column 1) | (Column 2) | (Column 3) | SMALL ENTITY | | OR | |
| | | | | | OTHER THAN SMALL ENTITY | | | |
| AMENDMENT A | 1-22-07 | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE (\$) | ADDITIONAL FEE (\$) | RATE (\$) | ADDITIONAL FEE (\$) |
| | Total (37 CFR 1.16(g)) | 5 | 20 | | X | | X | |
| | Independent (37 CFR 1.16(g)) | 1 | 3 | | X | | X | |
| Application Size Fee (37 CFR 1.16(e)) | | | | | | | | |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(i)) | | | | | | | | |
| TOTAL ADD'L FEE | | | | | | | TOTAL ADD'L FEE | |
| | | (Column 1) | (Column 2) | (Column 3) | SMALL ENTITY | | OR | |
| | | | | | OTHER THAN SMALL ENTITY | | | |
| AMENDMENT B | | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE (\$) | ADDITIONAL FEE (\$) | RATE (\$) | ADDITIONAL FEE (\$) |
| | Total (37 CFR 1.16(g)) | | | | X | | X | |
| | Independent (37 CFR 1.16(g)) | | | | X | | X | |
| Application Size Fee (37 CFR 1.16(e)) | | | | | | | | |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(i)) | | | | | | | | |
| TOTAL ADD'L FEE | | | | | | | TOTAL ADD'L FEE | |

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 * If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 * If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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01-23-07

RCE

Request for Continued Examination (RCE) Transmittal

Address to:
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Alexandria, VA 22313-1450

| | |
|------------------------|---------------------|
| Application Number | 10/773.160 |
| Filing Date | 02/09/2004 |
| First Named Inventor | COATES, FREDRICA V. |
| Art Unit | 3781 |
| Examiner Name | REICHLE, KARIN M. |
| Attorney Docket Number | |

Approved for use through 03/31/2007, OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.
- a. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|------------------------|------------------|-----------|
| Signature | <i>Robert W. Pitts</i> | Date | 1-22-2007 |
| Name (Print/Type) | ROBERT W. PITTS | Registration No. | 27372 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|-------------------|------------------------|------|-----------|
| Signature | <i>Robert W. Pitts</i> | Date | 1-22-2007 |
| Name (Print/Type) | ROBERT W. PITTS | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| | | |
|--|-------------------------|--------------------------|
| PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(b) | | Docket Number (Optional) |
| In re Application of COATES, FREDRICA V. | | |
| Application Number 10/773,160 | Filed 02/09/2004 | |
| For Protective Undergarments Having Pocketed Sling Structures and Manufacturing Method Therefor | | |
| Art Unit 3761 | Examiner Reichle | |
| <p>This is a request for an extension of time of <u>3 months</u> (days), (weeks), (months) under 37 CFR 1.136(b) in this pending application. An extension of time is not available in this application under the provisions of 37 CFR 1.136(a); however, additional time to respond may still be granted under the patent statute. The petition fee under 37 CFR 1.17(g) is required. The reasons for requesting the extension of time are the following:</p> | | |
| <p><i>Robert W. Pitts</i> Signature</p> | | |
| <p>Robert W. Pitts Typed or printed name</p> | | |
| <p>1-22-2007 Date</p> | | |
| <p>27372 Registration Number</p> | | |
| <p>336-760-9565 Telephone Number</p> | | |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MAR. 29. 2007 9:03AM

LAW DEPARTMENT

207 MAR 29 PM 4:50 NO. 871

P. 1

D5639

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent Application of: Bulicz et al.)
Patent No.: 7,168,396) Group Art Unit: 3747
Issued: January 30, 2007) Examiner: Noah P. Kamen
For: Variable Compression Ratio Strategy For)
Improving Combustion Processes In)
Alternative Combustion Compression)
Ignition Engines)

REQUEST FOR REFUND OF PUBLICATION FEE

VIA FACSIMILE: (571) 273-6500

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Refund Section
Commissioner of Patents
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Alexandria, VA 22313-1450

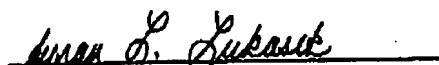
Sir:

Applicant hereby requests refund of the \$300 publication fee for the above-mentioned patent because the application was not published prior to issuance.

Please refund the above amount to Deposit Account No. 14-0603. One additional sheet is attached.

Respectfully submitted,

Warrenville, IL 60555
Date: March 29, 2007
Telephone: (630) 753-2172


Susan L. Lukasik
Registration No. 35,261

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this REQUEST FOR REFUND OF PUBLICATION FEE is being facsimile transmitted to the Patent and Trademark Office on or before 3/29/07 to (571) 273-6500.

Date: 3/29/07


Catherine M. Majewski

Document code: WFEE

United States Patent and Trademark Office
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~~01 FC:2801 395.00 DA~~
~~02 FC:2253 510.00 DA~~

Adjustment date: 04/23/2007 SFELEKE1
02/07/2007 DBELL1 00000001 500417 10773160
01 FC:2801 395.00 CR
02 FC:2253 510.00 CR